

JURY IS OUT IN GREEN CASE

Considering Question of Guilt or Innocence.

JUSTICE GOULD'S CHARGE

Summing-Up Address Concluded This Morning.

AWAITING THE VERDICT

Attorney Worthington Renews Motion That Jury Be Discharged—Overruled by the Court.

Justice Gould, in Criminal Court No. 1, shortly before noon today delivered his charge to the jury impaneled in the case of former State Senator George E. Green of Binghamton, N. Y., placed on trial more than two weeks ago on consolidated indictments for conspiracy to defraud the United States in connection with the purchase of supplies for the Post Office Department. The jury retired at 11:45 o'clock to consider a verdict.

Justice Gould began the announcement of his charge at the conclusion of the final argument of Maj. Holmes Conrad, for the government, who closed the summing-up arguments. The instructions given by the court included those prayers of counsel which had previously been approved by Justice Gould, as stated in The Star. In addition the court charged the jury on a number of points of law and evidence.

The jury was also instructed to return a verdict of not guilty on indictment No. 23838, which alleged conspiracy to commit an offense against the United States, and which covered the same general ground included in indictment No. 23840, alleging conspiracy to commit a fraud, on which the prosecution had previously failed.

The proceedings of this morning were followed with an accentuation of the keen interest on the part of all concerned with the trial which has been shown since the arraignment of the defendant. The court room contained a large number of auditors.

Appeal for Conviction.
In closing his presentation this morning Major Conrad made an appeal for a verdict of guilty. He was frequently interrupted by the defense, who repeated his motion made yesterday to discharge the jury on the ground of alleged objectionable remarks made by counsel for the government. For the second time the motion was overruled by the court.

The testimony of former Postmaster General Wynne was again made the basis for the defense, who held that the nature of the testimony of the defendant, which he did not indicate, and another counsel had suggested that the proceedings were too near to the seat of government.

Governed Only by Evidence.
The jury, the court said, was to be governed only by the evidence admitted as proper by the court, and by the logical conclusions which were to be deduced therefrom. The court expressed such admiration of the system of trial by jury that Justice Gould declined to take advantage of the defense's motion to discharge the jury on the ground of alleged objectionable remarks made by counsel for the government. The court then read the indictment upon which the government elected to go to the jury.

Question of Venue.
As to the question of venue, the jury was instructed that the court would have jurisdiction if the alleged conspiracy were found to have been entered into in the District of Columbia, even though all the overt acts were taken place elsewhere, or on the other hand, if the conspiracy were formed elsewhere and one or more of the acts committed here.

WITHOUT A MINISTRY

Unique Position of France at Important Crisis.

POLICY IS UNAFFECTED

In Attitude of Government at Moroccan Conference.

TEMPORIZING METHODS FOLLOW

In Dealing With the Church Manifestants—Move for Formation of a New Cabinet.

PARIS, March 8.—The government finds itself without a ministry at the culminating stage of the Moroccan conference at Algeiras. A semi-official statement on the subject says: "The ministerial crisis does not affect French policy at the conference." This is designed chiefly to warn Germany not to take advantage of the situation. The fact is that the ministerial crisis concerns matters and threatens the agreement, which otherwise might have been reached today.

The vote in the chamber of deputies last night, resulting in the defeat of the government and the resignation of the cabinet, also requires that the government temporize with the church manifestants, who are becoming increasingly demonstrative, particularly the peasants.

To Form New Ministry.
President Fallieres today began a series of consultations relative to the formation of a new ministry. He first conferred lengthily with M. Dubouché, president of the senate, and later received M. Doumer, president of the chamber of deputies. No announcement of the president's course of action has been made, but the names most mentioned are those of Leon Bourgeois, the former premier, Alexandre Millerand, the former minister of commerce, Raymond Poincaré, former minister of public works, and Senator Clemenceau.

Vatican Greatly Interested.
ROME, March 8.—The Vatican authorities received throughout the night telegrams from France regarding the cabinet crisis, in which the pope and Papal Secretary Merry del Val were most interested, although it was admitted that it was difficult to establish whether the foreign affairs of France were for the holy see or the inauguration of an even stronger anti-Catholic regime in France.

CASE IN THE JURY'S HANDS.

Close of Trial of Hermann and Tompkins at Hagerstown.
Special Dispatch to The Star.
HAGERSTOWN, Md., March 8.—Following arguments lasting eight hours the cases of F. William Hermann, white druggist, and Dr. Joseph H. Tompkins, negro physician, charged with causing the death of Miss Jean Maxwell as the result of a criminal operation, were given to the jury here late this afternoon. The two men are being tried jointly, and in case of conviction there will be no need for further trial. In case of acquittal they will likely be tried separately, there being indictments against them individually.

JUST MISSED RICH PLATE.

National Hunt Steeplechase at Warwick, England, Today.
WARWICK, England, March 8.—Craig Wadsworth, second secretary of the American embassy, just missed winning the rich National Hunt steeplechase, which was \$5,000 and run here today. His Portlight II made a game race, but only secured second place, being defeated by an outsider, Count Rufus.

TWO TRAINMEN KILLED.

Fatal Rear-End Collision of Freight Cars on "Pennsy."
LATROBE, Pa., March 8.—Trainmen Frank Aiken and S. E. Nixon were killed today in a rear-end collision of freight trains in the Derry yards of the Pennsylvania railroad. The men were in the caboose when the engine of a through freight train crashed into it, wrecking it completely.

Middy's Resignation Accepted.

ANNA POLIS, Md., March 8.—The resignation was accepted today of Midshipman Adrian B. Cather of West Virginia, a member of the fourth class.

THE CIVIL PENSION UP TO DATE.



TAKE YOUR CHOICE, GENTLEMEN.

CALIFORNIA SENSATION

OVER FILING OF SUIT AGAINST ELEVATOR COMPANIES.

SAN FRANCISCO, March 8.—The news of the filing of a suit by the United States government against a number of elevator companies has caused a sensation in California and the west, this being the first legal proceeding of the kind ever instituted out here.

THREE WRECK VICTIMS

FURTHER DETAILS OF FATAL COLLISION AT SARATOGA.

SARATOGA, N. Y., March 8.—Three deaths have followed the wreck of the local passenger train on the Delaware and Hudson railroad, bound from Rutland, Vt., for Troy, which, while held up by a freight wreck near the station here, was run down by the Montreal flyer, south-bound, last night.

POLITICS IN AN ORDER

SIGNIFICANT ACTION OF MONTGOMERY MEMBER AT ANNAPOLIS

Special Dispatch to The Star.
STATE HOUSE, Annapolis, Md., March 8.—Mr. Lee introduced local Montgomery county politics, and factional politics at that, in the senate this morning when he presented the following order, which was referred to the finance committee:

THE SUGAR TRUST

PROSECUTIONS TO BE MADE ON ACCOUNT OF REBATES.

In a statement made by Attorney General Moody at the Department of Justice today it is admitted that the department is now arranging to bring prosecutions against the sugar trust and certain prominent railroads that have given rebates on shipments of sugar to the west.

3 ITALIAN WORKMEN KILLED.

Score or More Injured in Collision on "Pennsy" Road.

GREENSBURG, Pa., March 8.—Three Italians were killed outright and a score or more injured, a number, it is believed, fatally, in a collision on the Pennsylvania railroad near Rodebaugh, Pa., today between a "milk train" and a work train filled with foreigners. The work train was composed of flat cars loaded with pipe for a pipe line which the Pennsylvania railroad is building from Indian Creek to Pittsburgh.

ZION CITY'S GLOOMY OUTLOOK.

Dowie's Followers Exhorted to Part With Their Money.

CHICAGO, March 8.—Picturing a gloomy financial situation and recognizing a crisis, Overseer Voliva called upon the residents of Zion City last night for over \$250,000 to save the community from the money lenders, and thus to relieve the present pressure on the industries on a pay-day basis.

GRAVE DOUBT OF RECOVERY.

Susan B. Anthony's Condition Regarded as Serious.

ROCHESTER, N. Y., March 8.—Reports from the bedside of Susan B. Anthony, who is ill of pneumonia, were not quite so encouraging today. Her physician said: "Miss Anthony spent a fairly good night, but was more restless and slept less soundly than on the previous night, though she suffered no pain to speak of. However, we do not feel entirely safe, because of her great weakness."

Ocean Steamship Movements.

SLACONSET, Mass., March 8.—Steamer Baltic, from Liverpool for New York, was in wireless communication with the station here when the vessel was 120 miles east of Nantucket lightship at 8 a.m.

21 Fishermen Killed by Snowslide.

TRONDHEIM, Norway, March 8.—A snow avalanche at the Lofoten Islands last night buried a number of fishermen's huts. Reported extricated twenty-one dead and thirty-nine injured.

THE MOROCCAN PARLEY

Conference Continued Discussion of Police Plans.

PARIS NEWS ASTONISHED

Fearful Cabinet Crisis Would Hurt French Diplomacy.

GERMANY'S IMPORTANT NOTE

Official Statement by Chief of Kaiser's Commission Appears to Assure an Agreement.

ALGERIRAS, Spain, March 8.—The ministerial crisis in Paris caused profound astonishment among the delegates of the powers attending the Moroccan conference, but the details have not yet reached Algeiras. The impression prevails that the event is deplorable and may possibly prove disastrous to French diplomacy. The delegates, however, refuse to commit themselves on the effect which the downfall of the Rouvier cabinet may have on the conference.

HOUSE OF REPRESENTATIVES.

Mr. Patterson Opposes the Bill.

Mr. Patterson then addressed the Senate on the statehood bill, speaking in opposition to the passage of the bill. He devoted his attention almost exclusively to the question of the bill providing for the joining of Arizona and New Mexico, and contended that Arizona as now founded had an unquestionable right to ultimate statehood.

NEW BRIGADIER GENERAL.

Pershing's Appointment Would Jump Him Over 910 Officers.

Each day's delay in filling the vacancy in the list of brigadier generals caused by the statutory retirement of Gen. C. C. Carr on the 3d instant serves to intensify the interest in military circles in the contest for the star until it is now almost at fever heat. That the competition is strong and close is indicated by the fact that the President hesitates in making the nomination, notwithstanding it is known that he desires to give substantial recognition in the way of promotion to Capt. John J. Pershing, one of the heroes of the Moro campaign. It is said that the only objection to the immediate appointment of Capt. Pershing is his comparative youth and short service. He stands No. 54 in the list of captains of cavalry, and No. 311 in relative rank of captains of all arms. If he is appointed a brigadier general it will be over the heads of 311 captains, 364 majors, 128 lieutenant colonels and 107 colonels.

HAUGH TO KNOW FATE SOON.

Evidence All in at Murder Trial at Dayton.

DAYTON, Ohio, March 8.—The fate of Oliver Haugh, charged with the murder of his parents and his brother, will soon be known. All the evidence is in, and the arguments will probably begin tomorrow. The state introduced as a witness Mrs. Della Betters of Ludington, Mich., who said she had been married to Dr. Haugh in Chicago August 27, 1901. A year later she discovered that he had another wife living, and she left him.

Weather.

Rain tonight; tomorrow fair and colder.

PLEADS FOR THE WEST

Senator McCumber Speaks on the Statehood Bill.

PRESENTS HIS SUBSTITUTE

Would Create Oklahoma and Sequoia.

OPPOSED TO PENDING MEASURE

Entirely Eliminates New Mexico and Arizona—Senate Meets at 11—Indian Bill in the House.

The Senate met at 11 o'clock today, an hour earlier than usual, in order to afford additional time for the discussion of the statehood bill, but it looked for a while as though that object would be frustrated by the lack of attendance on the part of senators. When the hour for meeting arrived not a single seat in the chamber was occupied, but as the Vice President and the chaplain entered from the north door Mr. McCumber and Mr. Geary appeared at the opposite entrance and Messrs. Teller and Patterson came in a few moments later. Other senators were slow in making their appearance, and at 11:15, when Mr. McCumber began to speak on the statehood bill, less than a dozen senators were in their seats.

Mr. McCumber introduced his speech by presenting a substitute for the statehood bill creating one state of Oklahoma and another of Indian Territory, the latter under the name of Sequoia, in honor of the Cherokee scholar of that name, and entirely eliminating New Mexico and Arizona. He made an argument against the consolidation of the territories into fewer states, contending that more western states were necessary to give the agricultural and other trades of the west a strong representation in Congress. He predicted in the near future the west would have a much larger population than the east, and said that even if present boundary lines were preserved it would still be impossible to secure as many states as there were east of the Mississippi. He said that the balance of power in the Senate must necessarily be against the western section.

Mr. McCumber closed Mr. Tillman's message of the President, and then presented his substitute for the statehood bill. He referred to the influence of foreign interests in the connection said that at its last election Chicago had elected a socialist as mayor.

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